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LAMAR HAS FRANK CASE

UNDER ADVISEMENT NOW

Supreme Court Justice
Hears

Marshall's Plea, and
Will

Decide Later

(By Associated Press.)

WASHINGTON, Dec. 24.—Justice Lamar of the Supreme Court took under advisement today an Application for an Appeal from the action of Federal Judge Newman in refusing to release Leo M. Frank, convicted of the murder of Mary Phagan, on Habeas

Corpus Proceedings. The Justice did not intimate when he would announce his decision.

Louis Marshall, of New York, of Counsel for Frank, presented the Application.

In addition to the formal Appeal, Mr. Marshall had prepared for the Justice's Signature a Certificate stating that in his opinion, there was "probable cause for Appeal." Such a Certificate is necessary in an Appeal from the denial of Habeas Corpus when the conviction is in a State Court.
